

STATE OF LOUISIANA
COURT OF APPEAL, FIRST CIRCUIT

DIANA VELEZ

NO. 2020 CW 1093

VERSUS

GEICO CASUALTY COMPANY

NOVEMBER 10, 2020

In Re: Geico Casualty Company, applying for supervisory writs, 22nd Judicial District Court, Parish of St. Tammany, No. 201712006.

BEFORE: McDONALD, HOLDRIDGE, AND PENZATO, JJ.

WRIT GRANTED. The trial court's October 21, 2020 judgment is reversed to the extent it denied the motion *in limine* filed by defendant, Geico Casualty Company, as to evidence of post-petition events related to the bad faith claim. A supplemental petition is filed in order to set forth items of damage or causes of action which have become exigible since the date of filing the original petition and which are related to or connected with the causes of action asserted therein. La. Code Civ. P. art. 1155; **Aymond v. Citizens Progressive Bank**, 52,623 (La. App. 2d Cir. 6/26/19), 277 So.3d 477, 487, writ denied, 2019-1200 (La. 10/15/19), 280 So.3d 602. In this case, no supplemental petition was filed to assert a cause of action against defendant pursuant to La. R.S. 22:1892 or R.S. 22:1973 for acts which occurred after the filing of the original petition. Accordingly, we find the trial court abused its discretion, the motion *in limine* is granted in part, and evidence of post-petition events related to the bad faith claim is excluded.

JMM
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AHP

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FOR THE COURT